

**AMENDED RESOLUTION APPROVING AN AGREEMENT BETWEEN THE CITY OF  
EVANSVILLE AND VANDERBURGH COUNTY REGARDING  
THE DISTRIBUTION OF FUNDS RECEIVED FROM THE  
2015 BYRNE JUSTICE GRANT PROGRAM AWARD**

**WHEREAS**, the Common Council of the City of Evansville, Indiana are aware of the benefits to the citizens of Evansville by the receipt and disbursement of the annual Byrne Justice Assistance Grant ("JAG") Program Award Funds (the "JAG Funds"); and

**WHEREAS**, the Vanderburgh County and the City of Evansville have agreed to the division of said JAG Funds for local government use; and

**WHEREAS**, the Common Council of the City of Evansville hereby approves the attached Agreement between Vanderburgh County and the City of Evansville setting forth the understanding between the parties as to the allocation of JAG Funds. A copy of such Agreement is attached hereto as Exhibit "A";

**NOW, THEREFORE, BE IT RESOLVED by the Common Council of the City of Evansville, Indiana, as follows:**

1. That the Common Council of the City of Evansville hereby approves this Resolution concerning the Agreement (Exhibit "A") entered into between the City of Evansville and Vanderburgh County;
2. That the City of Evansville shall follow the terms and conditions set forth in the Agreement as to the use of the 2015 JAG Funds; and
3. That this Resolution shall be in full force and effect from and after its passage.

**FILED**

**JUN 17 2015**

*Anna Widner*  
CITY CLERK

PASSED BY the Common Council of the City of Evansville, Indiana, on the 22  
day of June, 2015, on said day signed by the President of the Common  
Council and attested by the City Clerk.

H. Dan Adams M.D.

H. Dan Adams, M.D.  
President of the Common Council

ATTEST: Laura Windhorst

Laura Windhorst, City Clerk

Presented by me, the undersigned City Clerk of the City of Evansville, Indiana, to the Mayor of  
said city, this 23 day of June, 2015, for his consideration and  
action thereon.

Laura Windhorst

Laura Windhorst, City Clerk  
City of Evansville, Indiana

Having examined the foregoing resolution, I do now, as Mayor of the City of Evansville,  
Indiana, approve said resolution and return the same to the City Clerk this 23rd day of  
June, 2015.

Lloyd Winnecke

Lloyd Winnecke, Mayor  
City of Evansville, Indiana

**EXHIBIT "A"**

**AGREEMENT**

**2015 BYRNE JUSTICE ASSISTANCE GRANT (JAG) PROGRAM AWARD (LOCAL)**

**JAG APPLICATION NUMBER 2015-H3252-IN-DJ**

This Agreement is made and entered into by and between Vanderburgh County, Indiana, by and through, the Board of County Commissioners, hereinafter referred to as ("COUNTY"), and the City of Evansville, acting by and through its legislative body, the Common Council, hereinafter referred to as ("CITY").

**WITNESSETH:**

**WHEREAS**, each governing body, in performing governmental functions or in paying for the performance of governmental functions hereunder, shall make that performance or those payments from current revenues legally available to that party; and

**WHEREAS**, each governing body finds that the performance of terms and conditions set forth in this Agreement is in the best interest of both parties and that the undertaking will benefit the public; and

**WHEREAS**, the CITY and COUNTY believe it to be in their best interests of both parties to reallocate the \$50,569.00 in Justice Assistance Grant ("JAG") funds that the CITY is to receive so that the CITY receives the sum of \$43,489.00 and the COUNTY receives the sum of \$7,080.00.

**NOW, THEREFORE, the COUNTY and the CITY agree as follows:**

**Section 1.**

CITY agrees to pay the COUNTY a total of \$7,080.00 from the receipt of JAG funds.

**Section 2.**

COUNTY agrees to use the \$7,080.00 in JAG funding for investigative computer equipment to support law enforcement activities by the Vanderburgh County Sheriff's Office.

**Section 3.**

CITY agrees to use \$43,489 to pay for overtime for City of Evansville police officers to work on problem solving activities and for equipment.

**Section 4.**

Nothing in the performance of the Agreement shall impose any liability for claims against COUNTY other than claims for which liability may be imposed by the Indiana Tort Claims Act.

**Section 5.**

Nothing in performance of this Agreement shall impose any liability for claims against CITY other than claims for which liability may be imposed by the Indiana Tort Claims Act.

**Section 6.**

Each party to this Agreement will be responsible for its own actions in providing services under this Agreement and shall not be liable for any civil liability that may arise from the furnishing of the services by the other party.


**Section 7.**

The parties to the Agreement do not intend for any third party to obtain any rights by virtue of this Agreement.


**Section 8.**

By entering into this Agreement, the parties do not intend to create any obligations express or implied other than these set out herein; further, this Agreement shall not create any rights in any party not a signatory hereto.

**VANDERBURGH COUNTY BY AND THROUGH  
ITS BOARD OF COMMISSIONERS**

  
\_\_\_\_\_  
Joe Kiefer, President

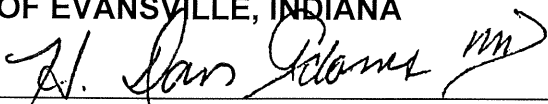
  
\_\_\_\_\_  
Bruce Ungethiem, Vice President

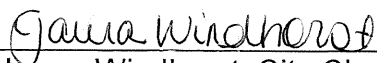
  
\_\_\_\_\_  
Stephen Melcher, Member

ATTEST:   
\_\_\_\_\_  
Joe Grieg, Vanderburgh County Auditor

Date: 6/23/15

**CITY OF EVANSVILLE, INDIANA**

By   
President of the Common Council

ATTEST:   
Laura Windhorst, City Clerk

Date: 6/22/15

**RESOLUTION NO.CO.R-06-15-008**

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**WHEREAS**, Vanderburgh County and the City of Evansville have agreed to the division of said JAG Funds for local government use; and


**WHEREAS**, the Board of Commissioners of Vanderburgh County hereby approves the attached Agreement between Vanderburgh County and the City of Evansville setting forth the understanding between the parties as to the allocation of JAG Funds. A copy of such Agreement is attached hereto as Exhibit "A";

**NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the County of Vanderburgh County, Indiana, as follows:**

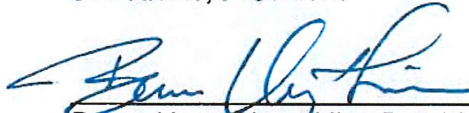
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2. That Vanderburgh County shall follow the terms and conditions set forth in the Agreement as to the use of the 2015 JAG Funds; and
3. That this Resolution shall be in full force and effect from and after its passage.

DULY PASSED on this 23<sup>rd</sup> day of June, 2015, by the Board of Commissioners of Vanderburgh County, Indiana.

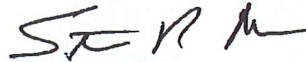
**BOARD OF COMMISSIONERS OF  
VANDERBURGH COUNTY, INDIANA**



Joe Kiefer, President



Bruce Ungethiem, Vice President



Stephen R. Melcher, Commissioner

**ATTEST:**



Joe Gries  
Vanderburgh County Auditor